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9 UNITED STATES DISTRICT COURT  
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
11

12 GIL CROSTHWAITE, et al., as Trustees of the  
OPERATING ENGINEERS HEALTH AND  
13 WELFARE TRUST FUND FOR NORTHERN  
CALIFORNIA, et al.,

14 Plaintiffs,

15 v.

16 K.M. JACKSON ENGINEERING, INC., a  
California corporation, and NEIL JEFFREY  
17 JACKSON, individually,

18 Defendants.  
19

Case No.: C06-4452 MHP

**NOTICE OF VOLUNTARY DISMISSAL  
WITHOUT PREJUDICE**

20  
21 PLEASE TAKE NOTICE that pursuant to F.R.C.P., Rule 41(a)(1), plaintiffs GIL  
22 CROSTHWAITE, et al., in their respective capacities as Trustees of the OPERATING  
23 ENGINEERS HEALTH AND WELFARE TRUST FUND FOR NORTHERN CALIFORNIA, et  
24 al., voluntarily dismiss, without prejudice, their claim against defendants K.M. Jackson  
25 Engineering, Inc., and Neil Jeffrey Jackson, individually.  
26

27 A Notice of Order After Hearing was filed by defendants' counsel on January 17, 2008,  
28 noticing the November 5, 2007 Order entered by the Superior Court of California, County of San

**NOTICE OF VOLUNTARY DISMISSAL  
CASE NO.: C06-4452 MHP**

1 Joaquin, Case No. CV 39531, discharging the Receiver and K.M. Jackson Engineering, Inc., from  
2 any further duties or responsibilities due to the insolvency of the Receivership.

3 Plaintiffs have not previously filed or dismissed any similar action against defendants.

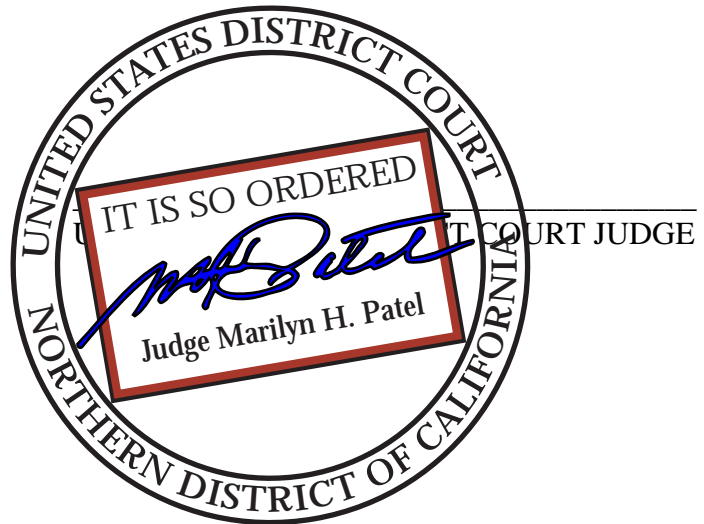
4 Dated: May 27, 2008

SALTZMAN & JOHNSON  
LAW CORPORATION

6  
7 By: \_\_\_\_\_/s/\_\_\_\_\_  
8 Michele R. Stafford  
9 Attorneys for Plaintiffs

10 **IT IS SO ORDERED:**

11 Date: 5/28/2008



**NOTICE OF VOLUNTARY DISMISSAL**  
**CASE NO.: C06-4452 MHP**

PROOF OF SERVICE

I, the undersigned, declare:

I am a citizen of the United States and am employed in the County of San Francisco, State of California. I am over the age of eighteen and not a party to this action. My business address is 44 Montgomery Street, Suite 2110, San Francisco, California 94104.

On May 27, 2008, I served the following documents:

**NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

on the interested parties in said action by placing a true and exact copy of each document in a sealed envelope with postage thereon fully prepaid, in a United States Post Office box in San Francisco, California, addressed as follows:

**Kenneth R. Hedberg, Esq.  
Thayer, Harvey, Gregerson, Hedberg &  
Jackson  
1100 Fourteen Street, Suite F  
Modesto, California 95354**

**Michael R. O'Neil, Esq.  
Murphy, Austin, Adams, Schoenfeld  
304 "S" Street  
Sacramento, California 95811-6906**

**James Ganzer, Esq.  
Ganzer & Williams  
1617 St. Marks Plaza, #A  
Stockton, California, 95207-7683**

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on this 27<sup>th</sup> day of May 2008, at San Francisco, California.

\_\_\_\_\_/s/\_\_\_\_\_  
Vanessa de Fábrega